

CITY OF SEBASTIAN,
a municipal corporation

Plaintiff,

v.

INDIAN RIVER COUNTY,
a political subdivision of the
State of Florida,

Defendant.

Case No. 2019CA000829

Honorable Janet C. Croom

**ORDER GRANTING PLAINTIFF'S MOTION
FOR TEMPORARY INJUNCTION**

THIS MATTER came on to be heard by this court on October 30, 2019, on the Complaint for Emergency Preliminary Injunction filed by the City of Sebastian as against Indian River County, seeking to stay the conflict resolution proceeding pursuant to Chapter 164, Florida Statutes, as initiated by the County in Resolution 2019-075 by the Board of County Commissioners, challenging the voluntary annexation of 1118 acres of real property into the City's boundaries.

The court, having reviewed the pleadings filed by both plaintiff and defendant in this matter, having entertained oral argument of counsel, considered stipulations of fact, and being otherwise fully advised in its premise, it is hereby

ORDERED AND ADJUDGED as follows:

1. The court finds that the plaintiff has provided sufficient proof of each of the elements required to obtain a temporary injunction.

2. The court hereby enters a temporary injunction staying the conflict resolution process initiated by the Indian River County Commission pursuant to Resolution 2019-075, involving the County's challenge to the City's annexation of 1118 acres of real property south of County Road 510 in Indian River County.

3. This temporary injunction shall become effectively immediately and shall remain in effect until the pending writ petition proceeding in Case No. 2019AP000142 comes to a final conclusion.

4. The court hereby dispenses with requiring a bond to be posted by plaintiff, a municipal government, as allowed by Fla. R. Civ. Proc. 1.610(b).

DONE AND ORDERED at Vero Beach, Indian River County, Florida, this 30th day of October, 2019.



HONORABLE JANET C. CROOM
Circuit County Judge

Copies to: James Stokes (jstokes@cityofsebastian.org) & Daniel Abbott (dabbott@wsh-law.com) for plaintiff; and Dylan Reingold (dreingold@ircgov.com) & Susan Prado (sprado@ircgov.com) for defendant.